IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8512 OF 2004

Janardan Damodar Goglikar ... Petitioner

Versus

State of Maharashtra and Ors. ... Respondents

Mr. A.G. Damle for Petitioner.

CORAM : F.I. REBELLO,J.
DATED : OCTOBER 19, 2005

P.C.

. Rule. Heard forthwith.

. The Petitioner by the present petition impugns the order dated 20.11.2003 passed by the Sch. Tribe Certificate Scrutiny Committee and consequential order passed by the Gramsevak, Grampanchayat Naigaon cancelling the election of the Petitioner who was elected against the post reserved for S.T. The Petitioner produced caste certificate indicating that he belongs to Mahadeo Koli, scheduled tribe. The committee from the report submitted by the Vigilance Officer found that the caste of the Petitioner’s real uncle in

his school admission register is recorded as Hindu "Vaity". The Research Officer has recorded a finding that the Petitioner was not able to establish the traits, characteristics, custom etc. of the Mahadeo Koli scheduled tribe. If that be the case, the order of the S.T. Certificate Scrutiny Committee can not be faulted with and the same does not suffer from any error apparent on the face of the record. Once that be the case, the consequential order also cannot be faulted with. In the light of that no interference is called for. Petition rejected. Rule discharged. No order as to costs.

(F.I. REBELLO,J.)